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Attorneys for Defendants

UNITED STATES DISTRICT COURT
DISTRICT OF UTAH CENTRAL DIVISION

BRIGHAM YOUNG UNIVERSITY, a Utah
non-profit educational institution; and Dr.
DANIEL L. SIMMONS, an individual,

Plaintiffs,

vs.

PFIZER INC., a Delaware corporation, G.D.
SEARLE & COMPANY, a Delaware
corporation, G.D. SEARLE LLC, a Delaware
limited liability company, MONSANTO
COMPANY, a Delaware corporation; and
PHARMACIA CORPORATION, a Delaware
corporation,

Defendants.

**STIPULATION AND ORDER OF
DISMISSAL WITH PREJUDICE**

Case No. 2:06cv00890

Judge: Honorable Ted Stewart

Magistrate Judge: Honorable Brooke C. Wells

STIPULATION AND ORDER OF DISMISSAL

The Court, upon the consent and request of Plaintiffs and Defendants, hereby acknowledges the following Stipulation and issues the following Order.

Brigham Young University, et al., v. Pfizer Inc., et al., Case No. 2:06cv00890, is referred to herein as the “Action.”

All claims and counterclaims, defenses, motions, and petitions asserted in this Action are dismissed with prejudice;

The parties each expressly waive any right to appeal or otherwise move for relief from this Stipulation And Order; and

This Stipulation And Order shall finally resolve the Action between the parties. Each party shall bear its own fees and costs in connection with the Action, including attorney fees.

The Clerk of the Court is directed to enter this Stipulation And Order forthwith.

/s/ James S. Jardine
James S. Jardine
RAY QUINNEY & NEBEKER P.C.

Attorney for Plaintiffs

/s/ Brent O. Hatch
Brent O. Hatch
HATCH, JAMES & DODGE, P.C.

Attorney for Defendants

SO ORDERED:

This ____ day of June, 2012

HON. TED STEWART
United States District Judge